

DECLARATION AND POWER OF ATTORNEY FOR  
PATENT APPLICATION

As below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names;

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled

METHOD FOR DETECTING AND RESOLVING  
A PARTITION CONDITION IN A CLUSTER

the specification of which: (check one)

XXX is attached hereto.

\_\_\_\_\_ was filed on \_\_\_\_\_  
under Attorney's Docket Number \_\_\_\_\_  
as Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_ (if applicable).

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 CFR 1.56.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As named inventors, we hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Theodore Baroody	Reg. No. 45,417	Michael J. Balconi-Lamica	
Jeffrey M. Becker	Reg. No. 35,442		Reg. No. 34,291
James R. Bell	Reg. No. 26,528	Todd Mattingly	Reg. No. 40,298
Daniel E. Burke	Reg. No. 46,588	David L. McCombs	Reg. No. 32,271
L. Howard Chen	Reg. No. 46,615	John W. Montgomery	Reg. No. 31,124
Randall E. Colson	Reg. No. 40,566	Bill R. Naifeh	Reg. No. 44,962
Michael A. Davis, Jr.	Reg. No. 35,488	David M. O'Dell	Reg. No. 42,044
Ruben C. DeLeon	Reg. No. 37,812	Phillip B. Philbin	Reg. No. 35,979
Brian J. Hubbard	Reg. No. 45,873	Constance M. Pielech	Reg. No. 46,991
Rita M. Irani	Reg. No. 31,028	Brandi W. Sarfatis	Reg. No. 37,713
Warren B. Kice	Reg. No. 22,732		
Christopher R. Kosh	Reg. No. 42,760		

Send correspondence to David L. McCombs, Haynes and Boone, LLP, 901 Main Street, Suite 3100, Dallas, Texas 75202-3789 and direct all telephone calls to David L. McCombs at 214/651-5533.

Full Name of First Inventor: Robert Wipfel

Inventor's Signature: RA Wipfel Dated: 12/6/2000

Residence: 2619 East Falcon Way, Sandy, Utah 84093

Citizenship: United Kingdom

Post Office Address: 2619 East Falcon Way, Sandy, Utah 84093

Full Name of First Inventor: Ranjan K. Gupta

Inventor's Signature: Ranjan K. Gupta Dated: 1/3/2001

Residence: 2421 South Scenic Drive, Salt Lake City, Utah 84109

Citizenship: United States of America

Post Office Address: 2421 South Scenic Drive, Salt Lake City, Utah 84109